

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

DAVID E. DEWBERRY,

Plaintiff,

v.

CIVIL CASE NO. 06-12181
HON. MARIANNE O. BATTANI

MICHIGAN BASIC PROPERTY
INSURANCE ASSOCIATION,

Defendant.

ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

The Court having reviewed the Magistrate Judge's Report and Recommendation, filed on October 16, 2006, and no objections having been filed thereto,

IT IS SO ORDERED that the Report and Recommendation is **ADOPTED** and that Defendant's Motion to Dismiss is **GRANTED. IT IS FURTHER ORDERED** that Plaintiff's Complaint is **DISMISSED WITH PREJUDICE.**

IT IS SO ORDERED.

S/Marianne O. Battani
MARIANNE O. BATTANI
UNITED STATES DISTRICT JUDGE

DATED: November 9, 2006

CERTIFICATE OF SERVICE

A Copy of this Order was mailed to the parties and/or attorneys on this date by ordinary mail and electronic filing.

s/Bernadette M. Thebolt
DEPUTY CLERK